

UNITED STATES DISTRICT COURT  
for the  
Western District of Washington

In the Matter of the Tracking of )  
(Identify the person to be tracked or describe )  
the object or property to be used for tracking) )  
A 2018 blue Honda Civic bearing Washington license )  
plate BKM2969, as described in Attachment A-2 )

Case No. MJ22-207

## APPLICATION FOR A TRACKING WARRANT

I, a federal law enforcement officer or attorney for the government, have reason to believe that the person, property, or object described above has been and likely will continue to be involved in one or more violations of

21 U.S.C §§ 841 & 846 . Therefore, in furtherance of a criminal investigation, I request authority to install and use a tracking device or use the tracking capabilities of the property or object described above to determine location. The application is based on the facts set forth on the attached sheet.

- ☒ The person, property, or object is located in this district. ☐ The activity in this district relates to domestic or international terrorism.
- ☐ The person, property, or object is not now located in this district, but will be at the time of execution. ☐ Other:

The tracking will likely reveal these bases for the warrant under Fed. R. Crim. P. 41(c): (check one or more)

- ☒ evidence of a crime; ☒ contraband, fruits of crime, or other items illegally possessed;
- ☒ property designed for use, intended for use, or used in committing a crime; ☐ a person to be arrested or a person who is unlawfully restrained.

☒ I further request, for purposes of installing, maintaining or removing the tracking device, authority to enter the following vehicle or private property, or both:

A 2018 blue Honda Civic bearing Washington license plate BKM2969, as described in Attachment A-2

☒ Delayed notice of 90 days (give exact ending date if more than 30 days: 08/07/2022 ) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.

Pursuant to Fed. R. Crim. P. 4.1, this warrant is presented: ☒ by reliable electronic means ☐ telephonically recorded.



Applicant's signature

Kenneth Richardson, Special Agent

Applicant's printed name and title

- ☐ The foregoing affidavit was sworn to before me and signed in my presence, or
- ☒ The above-named agent provided a sworn statement attesting to the truth of the foregoing affidavit by telephone.



Judge's signature

Date: 05/09/2022

City and state: Seattle, Washington

Michelle L. Peterson, United States Magistrate Judge

Printed name and title

STATE OF WASHINGTON           )  
  )           SS  
COUNTY OF WHATCOM          )

# INTRODUCTION

1. I make this affidavit in support of an Application to obtain tracking warrants for three target vehicles used by ENOC MARTINEZ LOPEZ (“MARTINEZ”), who is being investigated as a leader of a drug trafficking organization, and his associates, including MANUEL GARCIA MUÑOZ (“GARCIA MUÑOZ”) (collectively, “the Target Vehicles”):

a. **Target Vehicle 1:** a 2019 Toyota Tacoma bearing Washington license plate C88437V (hereinafter, “the Tacoma”). According to the Washington State Department of Licensing (“DOL”), Target Vehicle 1 is registered to MARTINEZ’s wife, ANJELICA J LOPEZ VILLESICA, at 1628 North 26th Street, Apartment 205 in Mount Vernon, Washington. Investigators believe that TV1 is being used by MARTINEZ and others to facilitate drug trafficking activities

b. **Target Vehicle 2:** a 2011 BMW 335 bearing Washington license plate CAK1127 (hereinafter, “the BMW”). According to the DOL, Target Vehicle 2 is registered to ABIGAIL MARTINEZ LOPEZ, believed to be MARTINEZ’s sister, at 5424 57th Street Court West, Apartment 69, in University Place, Washington. Investigators believe that TV2 is being used by MARTINEZ and others to facilitate drug trafficking activities.

c. **Target Vehicle 3:** a 2018 blue Honda Civic bearing Washington license plate BKM2969 (hereinafter, “the blue Civic”). According to the DOL, the blue Civic is registered to RICARDO GARCIA CRUZ at 1400 N 30<sup>th</sup> Street, Trailer 2 in

1 Mount Vernon, Washington. Investigators believe that the blue Civic is being used by  
2 GARCIA MUÑOZ to facilitate drug trafficking activities.

3 2. Based on the facts set forth in this Affidavit, there is probable cause to  
4 believe that violations of Title 21 of the United States Code have been committed, are  
5 being committed, and will be committed by MARTINEZ and other members of the  
6 MARTINEZ drug trafficking organization. There is also probable cause to believe that  
7 TVs 1, 2, and 3 are being used in furtherance of these crimes and that the vehicles  
8 whereabouts over time will constitute evidence of those criminal violations. Obtaining  
9 the information sought in this Affidavit is necessary to further the investigation into these  
10 offenses.

### 11 AGENT BACKGROUND

12 3. I am a Special Agent with the Drug Enforcement Administration ("DEA"),  
13 currently assigned to the Bellingham Resident Office in Bellingham, Washington. I have  
14 been employed as a DEA Special Agent since 2009 and am assigned to investigate drug  
15 trafficking organizations operating in the Western District of Washington.

16 4. My duties and experience as a Special Agent include the enforcement of  
17 federal criminal statutes, including statutes related to drug offenses, firearm offenses,  
18 money laundering offenses, and other criminal offenses. As a Special Agent of the DEA,  
19 I am authorized by law to conduct investigations, execute search warrants, and make  
20 arrests for federal felony offenses.

21 5. I have completed the DEA Basic Agent Training program at the DEA  
22 Academy in Quantico, Virginia. I have participated in numerous narcotics investigations  
23 at both the local and federal level, and I have participated in the execution of local and  
24 federal search warrants. As a result, I have become familiar with methods of operation of  
25 drug traffickers and organizations. As a Special Agent with the DEA, I have the  
26 responsibility of working with other federal and state law enforcement officers in  
27 investigations of violations of federal and state-controlled substance laws, including the  
28

1 trafficking and distribution of cocaine, methamphetamine, heroin, fentanyl, marijuana,  
2 and other dangerous drugs.

### 3 SOURCES OF INFORMATION

4 6. I participated in the investigation described in this affidavit since 2021. I  
5 obtained the facts set forth in this affidavit through personal participation in the  
6 investigation described below, from oral and written reports of other law enforcement  
7 officers, from records, documents and other evidence obtained during this investigation,  
8 and from confidential sources and sources of information who are associated with, and  
9 knowledgeable about, the subjects of this investigation and their confederates. I have  
10 obtained and read official reports prepared by various law enforcement officers  
11 participating in this investigation and in the other related investigations by agencies  
12 referenced in this affidavit.

13 7. When this affidavit refers to vehicle ownership, either I or other agents<sup>1</sup>  
14 involved in the investigation reviewed the relevant state vehicle records from the DOL.  
15 Similarly, when this affidavit refers to identification documents, either I or other agents  
16 involved in the investigation reviewed the relevant driver's license or similar records  
17 maintained by DOL. When this affidavit refers to the criminal history of a subject, either  
18 I or other agents involved in the investigation reviewed the available criminal history  
19 from state or federal agencies. When this affidavit refers to telephone subscription  
20 records, either I or other agents involved in the investigation reviewed the subscriber  
21 records obtained from the telephone company by administrative subpoena or court order,  
22 or I obtained the information from other law enforcement officers familiar with this  
23 investigation. When this affidavit refers to beliefs or conclusions of investigators, these  
24  
25

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26 <sup>1</sup> When I use the term "agents" or "investigators" throughout the affidavit, I am referring to law enforcement  
27 personnel, including, but not limited to DEA and HSI agents and task force officers, Skagit County Sheriff's Office  
28 Deputies, members of the Skagit County Interlocal Drug Enforcement Unit, as well as personnel associated with  
those and other state and federal law enforcement agencies.

1 beliefs and conclusions are based on the collective training and experience of the agents  
2 involved in this investigation.

3 8. Since this affidavit is submitted for the limited purpose of securing  
4 authorization for search warrants on the Target Vehicles, I have not included every fact  
5 known concerning this investigation. I have set forth the facts that I believe are necessary  
6 for a fair determination of probable cause for the requested search warrants.

### 7 SUMMARY OF PROBABLE CAUSE

8 9. As explained further below, the United States, including the DEA, is  
9 conducting a criminal investigation regarding possible violations of 21 U.S.C. 841, 846 in  
10 Skagit County, Whatcom County and elsewhere. During the investigation, investigators  
11 identified MARTINEZ as a primary source of supply of cocaine. Investigators have  
12 surveilled and tracked the Target Vehicles and seen them engage in travel patterns  
13 consistent with drug trafficking. Investigators have surveilled the drivers of the Target  
14 Vehicles and seen those drivers engage in behavior consistent with drug trafficking.  
15 During the course of the investigation, law enforcement officers in California stopped the  
16 Tacoma and recovered three pounds of cocaine. By tracking the Target Vehicles, law  
17 enforcement has been able to identify patterns of travel, likely locations where drug sales  
18 are occurring, and has identified other drug dealers who appear to be connected to the  
19 MARTINEZ organization. This is the third federal tracking warrant for the Tacoma and  
20 the BMW and the first tracking warrant for the blue Civic.

### 21 PROBABLE CAUSE

#### 22 *Training and Experience Regarding Drug Trafficking Organization*

23 10. I have interviewed numerous drug dealers, drug users, and knowledgeable  
24 confidential sources about the lifestyles, appearances, and habits of drug dealers and  
25 users. I have become familiar with the manner in which narcotics traffickers smuggle,  
26 package, transport, store, and distribute narcotics, as well as how they collect, conceal,  
27 and launder drug proceeds. I am also familiar with the manner in which narcotics  
28 traffickers use telephones, cellular telephone technology, internet, telephonic and



1 computer applications, coded communications, slang-filled conversations, false and  
2 fictitious identities, and other means to facilitate their illegal activities and mislead law  
3 enforcement investigations. I have observed and have had discussions with other law  
4 enforcement personnel about the packaging and preparation of narcotics, the methods of  
5 illegal narcotics traffickers, and the security measures that narcotics traffickers often  
6 employ. I have examined narcotics customers' supplier lists, pay/owe ledgers maintained  
7 by traffickers, and other documentation related to narcotics trafficking. I have also  
8 examined documentation of various methods by which cocaine, methamphetamine,  
9 heroin, fentanyl, marijuana, and other illicit drugs are smuggled, transported, and  
10 distributed. I have participated in numerous hours of surveillance of narcotics traffickers.  
11 During surveillance, I have personally observed narcotics transactions, counter  
12 surveillance techniques, and the ways in which narcotics traffickers conduct clandestine  
13 meetings. Acting in an undercover capacity, I have acquired dangerous drugs from drug  
14 traffickers and learned about methods in thwarting law enforcement officers while  
15 trafficking drugs. I have participated in numerous investigations involving the  
16 interception of wire and electronic communications. I have been involved with the review  
17 and decoding of veiled intercepted conversations between narcotics traffickers that were  
18 subsequently substantiated. Throughout my career in law enforcement, I have received  
19 training from, worked with, spoken with, and gleaned knowledge from several  
20 experienced federal, state, local, and international narcotics officers concerning the use of  
21 cell phones and mobile applications by drug traffickers to facilitate drug trafficking.  
22 Based on that training and experience, and my communication with other law  
23 enforcement officers, I know the following:

24           a.       Drug trafficking conspiracies usually take place over several months  
25 or years, and continue to operate even when enforcement activity results in arrests and/or  
26 seizures of drugs and/or money;

27           b.       Persons involved in the distribution of controlled substances  
28 typically will obtain and distribute drugs on a regular basis, much as a distributor of a

1 legal commodity would purchase stock for sale. Similarly, such drug dealers will  
2 maintain an inventory which may fluctuate in size depending on the demand for and  
3 available supply of the product.

4 c. Those involved in the distribution of illicit drugs often travel by car  
5 in connection with their illegal activities in order to meet with coconspirators, conduct  
6 drug transactions, or to transport drugs or drug proceeds.

7 *SCIDEU Begins Investigating the MARTINEZ DTO*

8 11. Investigators from the Skagit County Interlocal Drug Enforcement Unit  
9 (“SCIDEU”) began investigating the MARTINEZ Drug Trafficking Organization in early  
10 2021. Skagit County detectives learned that MARTINEZ is a source of supply for  
11 kilogram-quantities of cocaine throughout northwestern Washington. As detectives  
12 conducted surveillance, they learned that MARTINEZ was connected with known mid-  
13 level cocaine traffickers. By mid-2021, detectives concluded that MARTINEZ was  
14 associated with approximately 15 known drug traffickers. Throughout their  
15 investigation, SCIDEU has been using a variety of investigative processes to identify  
16 members and associates of the MARTINEZ Organization to track their movements, to  
17 locate possible locations of stash houses, and to otherwise further this investigation. Most  
18 relevant to this application, SCIDEU obtained vehicle trackers for the BMW and the  
19 Tacoma, and by monitoring the vehicles’ movements were able to begin to identify  
20 individuals who appeared to be supplied with drugs by the MARTINEZ organization.

21 *Cocaine Recovered from Target Vehicle 1 during Traffic Stop in California*

22 12. During summer of 2021, Skagit detectives installed a court-authorized GPS  
23 tracker on the Tacoma. During surveillance, detectives saw MARTINEZ driving to  
24 addresses of known drug traffickers. In August 2021, detectives were alerted that the  
25 Tacoma had travelled south to California. Detectives believed that MARTINEZ arranged  
26 for another person to drive the Tacoma to pick up drugs or to drop off money in  
27 California. The Tacoma traveled to the El Monte area of Los Angeles before beginning  
28 to drive northbound. Law enforcement officers from Manteca, California, at the request

1 of Homeland Security Investigations (“HSI”), stopped the Tacoma in Manteca. The  
 2 driver of the Tacoma provided a false identity, though officers later learned through  
 3 fingerprint records that the driver was SANTIAGO ROBLES TEJADA. A narcotics K9  
 4 was on scene and alerted to the presence of a controlled substance in the Tacoma.  
 5 Officers searched the Tacoma and located and seized approximately three pounds of  
 6 cocaine that was vacuumed-sealed and wrapped in duct tape and layers of grease and  
 7 plastic. The Manteca officers also conducted a search warrant on ROBLES TEJADA’S  
 8 cell phone. Investigators found Spanish language text messages indicating that ROBLES  
 9 TEJADA was in contact with phone number 360-488-6007. Subscriber records from T-  
 10 Mobile indicated that, at the time of the text messages, phone number 360-488-6007 was  
 11 subscribed to ENOC MARTINEZ at 1628 N 26th Street, Apartment 205, in Mount  
 12 Vernon, Washington. In addition, ROBLES TEJADA was also texting a contact listed as  
 13 QUINTERO on phone number 206-880-8763. The two had numerous text messages  
 14 appearing to use coded language to discuss drug quantity and pricing. After the traffic  
 15 stop, detectives learned that the registered owner of the Tacoma, Anjelica VILLESCA  
 16 LOPEZ, wife of MARTINEZ, retrieved the Tacoma from Manteca police. Shortly  
 17 thereafter, detectives saw the Tacoma parked in the Skagit Valley College public parking  
 18 lot directly across the street from MARTINEZ’s apartment. Not long after, MARTINEZ  
 19 began to drive the Tacoma and resumed his regular meetings with known drug  
 20 traffickers. Skagit County detectives again requested GPS tracking warrants to monitor  
 21 this vehicle and other vehicles operated by MARTINEZ.

22 *CS-2 Identifies MARTINEZ with TV1 at a House with Large Quantities of Drugs*

23 13. In December 2021, agents interviewed a Bureau of Indian Affairs “BIA”  
 24 CS (“CS-2”)<sup>2</sup> regarding drug trafficking activities of an individual named MARC  
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26  
 27 <sup>2</sup> CS-2 began working for the BIA in October 2021 and continues to work to this day. CS-2 is working in exchange  
 28 for money. CS-2 has provided credible and reliable information that has been subsequently corroborated by law  
 enforcement. CS-2 has convictions for misdemeanor DUI (1996); misdemeanor domestic violence (1998); felony  
 burglary (1998); felony theft (2000); misdemeanor theft (2007).



1 OREIRO ("OREIRO"). CS-2 informed agents that he/she saw a Hispanic male at  
2 OREIRO's house on or about November 27, 2021. Agents showed CS-2 a DOL  
3 photograph of MARTINEZ and a picture of the Tacoma. After reviewing the  
4 photographs, CS-2 confirmed that the Tacoma and MARTINEZ were the individual and  
5 vehicle the CS had seen at OREIRO's house. Agents reviewed the tracker information for  
6 the Tacoma and confirmed the Tacoma had previously visited OREIRO's residence on  
7 multiple occasions in the fall of 2021, including on November 27. CS-2 also stated that  
8 while at OREIRO's house on November 27, he/she observed what appeared to be three  
9 gallon-sized zippered bags of crystal methamphetamine, three smaller ounce-size bags of  
10 cocaine, and several bags of pills.

11 *During Surveillance, Agents See MARTINEZ in the Tacoma Engaging in Behavior*  
12 *Consistent with Drug Dealing*

13 14. On January 12, 2022, while conducting surveillance of the Tacoma, agents  
14 watched the Tacoma arrive and briefly park behind a white Subaru station wagon. The  
15 driver of the Subaru, later identified as RYAN TOLLIVER, walked to the passenger side  
16 of the Tacoma, retrieved something from inside the cab, and walked back to the Subaru.  
17 The Tacoma left the parking lot and went back to MARTINEZ's apartment. On the next  
18 day, January 13, agents were again positioned in the same parking area. The Subaru again  
19 arrived and parked in the lot, with the driver remaining inside the vehicle. Shortly  
20 thereafter, the Tacoma arrived and briefly parked behind the same white Subaru station  
21 wagon. This time, agents could see inside the cab of the Tacoma and noted that  
22 MARTINEZ was driving. TOLLIVER walked from his Subaru to the passenger side of  
23 the Tacoma and retrieved something from the passenger seat while MARTINEZ  
24 remained at the driver's side. TOLLIVER put that item in his left front pocket and  
25 returned to his Subaru. The Tacoma returned to park in front of MARTINEZ's apartment.  
26 HSI agents watched as MARTINEZ left the Tacoma and walked up the stairs towards his  
27 apartment. These short meetings between MARTINEZ and TOLLIVER are consistent  
28 with meeting to transfer controlled substances in public areas.

1           15. On January 29, 2022, agents were again conducting surveillance of the  
2 MARTINEZ. Agents followed MARTINEZ to ESPINOZA's house. When MARTINEZ  
3 LOPEZ left ESPINOZA's house, agents loosely followed the Tacoma, but remained  
4 several minutes behind in an attempt to avoid counter-surveillance. Agents eventually  
5 found the Tacoma at a parking spot of a Chevron gas station at 2323 E Section in Mount  
6 Vernon. Agents noted that the Tacoma appeared to be idling with two persons inside the  
7 vehicle: a driver (believed to be MARTINEZ) and another person in the passenger side.  
8 Shortly thereafter, a young person wearing a red hoodie sweatshirt exited the passenger  
9 door of the Tacoma and entered the passenger side of a gray KIA compact sedan, and  
10 shortly thereafter the KIA left the Chevron with the person in the red hoodie as a  
11 passenger. MARTINEZ then drove to a Skagit County landfill and recycling station, to  
12 other businesses, and then returned to ESPINOZA's residence. The short duration of the  
13 unknown person entering the Tacoma's passenger side and then exiting and leaving the  
14 lot without any of the parties going into one of the businesses at the Chevron's  
15 convenience store center is consistent with meeting to transfer controlled substances in  
16 public areas.

17                           *Social Media Connects MARTINEZ to the BMW*

18           16. In October 2021, detectives were monitoring MARTINEZ on social media  
19 outlets. During an Instagram post, MARTINEZ appeared to be in downtown Seattle and  
20 detectives could see the vehicle's interior dash. The dash had markings used by BMW,  
21 leading detectives to believe that MARTINEZ was in a BMW. In November 2021,  
22 MARTINEZ posted on Instagram about getting both of his cars detailed, showing a  
23 photograph of both the Tacoma and the BMW. As stated above, the BMW is registered to  
24 "Abigail MARTINEZ LOPEZ," who detectives conclude is likely MARTINEZ's sister.  
25 Skagit detectives, along with DEA and HSI agents, began to conduct surveillance of the  
26 BMW.

27 ///

28 ///

*Agents See the BMW Drive to the Residence of a Known Cocaine and Methamphetamine Dealer in Bellingham*

17. On January 12, 2022, agents observed the BMW parked in the driving lane directly in front of the stairwell leading to MARTINEZ's apartment at 1628 North 26th Street in Mount Vernon. Later that morning, agents observed the BMW travelling to a mobile home park at 1400 North 30th Street in Mount Vernon. Agents followed the BMW from the mobile home park back to the public parking area at Skagit Valley College, parking next to the Tacoma, and noted that the BMW was now occupied by multiple people, including a front passenger wearing a baseball cap. From there, the BMW left the parking lot and the Tacoma went to MARTINEZ's apartment building. Agents believed that MARTINEZ had driven the BMW to the mobile home park, picked up a criminal associate, then drove back to the public parking lot. MARTINEZ then drove the Tacoma to his apartment while the driver of the BMW began to engage in movement patterns consistent with the delivery of controlled substances. From there, agents watched the BMW as it drove around Mount Vernon and then drove approximately 30 miles north to the Morning Glory Motel at 3750 Meridian Street in Bellingham, Washington. The BMW parked on the west-side of the parking lot. Agents know that an individual named ROBERT MAINE ABELL has lived at the Morning Glory Motel at various times throughout 2021 and 2022. ABELL is an individual known by law enforcement to sell cocaine and methamphetamine.<sup>3</sup> No agents were able to observe the occupants of the BMW meeting with anyone from the Morning Glory Motel, however, shortly thereafter the BMW departed the Morning Glory Hotel and drove approximately 30 miles south back to Mount Vernon. Detectives were positioned in

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<sup>3</sup> In June 2021 investigators conducting surveillance on MARTINEZ and saw him drive the Tacoma to a Best Western in Bellingham. He entered the hotel carrying a bag and left shortly thereafter, driving away in the Tacoma. Also shortly thereafter, investigators saw ABELL leave the hotel. Investigators then executed a search warrant at ABELL's hotel room and recovered approximately 2 ounces of cocaine and just under one pound of methamphetamine along with distribution paraphernalia.

1 Mount Vernon and captured a photograph of the driver, described as a Hispanic male  
2 adult wearing a baseball cap.

3 *The BMW Drives to the Residence of a Known Drug Trafficker*

4 18. On January 25, 2022, agents established surveillance of the BMW and  
5 followed it to a rural area on the Lummi Reservation. At that time, agents knew that the  
6 BMW had previously visited an address associated with RAYMOND RIDLEY, a known  
7 drug trafficker, near 3655 Lummi Shore Drive in Bellingham. Agents followed the  
8 BMW until it was near the entrance of 3655 Lummi Shore Drive, at which time they  
9 were unable to continue following the BMW without alerting the driver of the BMW or  
10 RIDLEY of their presence. Agents notified the Lummi Police Department about the  
11 vehicle arriving at RIDLEY's residence. At that time, Lummi Police Department officers  
12 were conducting routine speed checks on Lummi Shore Drive. Shortly after being  
13 notified of the BMW's arrival near RIDLEY's property, officers saw the BMW driving  
14 northbound along Lummi Shore Drive, measured the speed of the BMW, and determined  
15 that it was speeding. Lummi PD officers stopped the BMW and the driver provided a  
16 Washington State driver's license bearing the name MANUEL GARCIA MUÑOZ and  
17 the address 1400 N 30th Street, Trailer 2, in Mount Vernon. This is the same mobile  
18 home park where MARTINEZ picked up an unknown male to later drive the BMW on  
19 January 12, 2022. Agents compared GARCIA MUÑOZ's driver's license photograph and  
20 the body camera screenshot of the driver of the BMW and determined this was the same  
21 person with the baseball hat who Skagit detectives photographed driving the BMW on  
22 January 12, 2022 after it went to the Morning Glory Motel.

23 19. On January 27, 2022, agents again conducted surveillance of the BMW.  
24 This time, agents utilized aerial observation in conjunction with ground surveillance.  
25 Agents followed the BMW to 3655 Lummi Shore Drive in Bellingham, where aerial  
26 observation captured video of the driver of the BMW retrieving something from the trunk  
27 of the BMW and handing that item, what appeared to be a clear plastic bag, to a male  
28 adult who then walked back to a trailer which had been previously associated with

1 RIDLEY. Agents continued surveillance of the BMW and saw the driver, who they  
 2 identified as GARCIA MUÑOZ, briefly meet with several people throughout Whatcom  
 3 and Skagit Counties before returning to a residential property located at 210 South 18th  
 4 Street, in Mount Vernon.

5 *DEA Installs GPS Tracking Devices*

6 20. On February 11, 2022, the Honorable S. Kate Vaughan issued a warrant  
 7 authorizing the installation and use of tracking devices on the Tacoma and the BMW.  
 8 Pursuant to that warrant, trackers were installed shortly thereafter. On March 25, 2022,  
 9 the Honorable Brian A. Tsuchida issued a second warrant authorizing the installation and  
 10 use of tracking devices on both vehicles. While monitoring the movement of the vehicles  
 11 via the tracking device and in-person surveillance, agents confirmed several pieces of  
 12 information valuable to this investigation:

- 13 • Both MARTINEZ and GARCIA MUÑOZ drive the Tacoma;
- 14 • GARCIA MUÑOZ continues to drive the Tacoma in patterns consistent with a  
 15 “runner,” that is, someone making quick visits to deliver or pick up drugs or cash;
- 16 • That the Tacoma continues to meet with TOLLIVER for short periods of time  
 17 consistent with delivering or picking up drugs or cash.
- 18 • SHELIA ROCHELLE JOHNSON and BREZEDDRIC ANTOWYN  
 19 JAMERSON, individuals known to be involved in drug distribution in Whatcom  
 20 County, appear to be connected to the MARTINEZ organization;
- 21 • MARTINEZ continues to visit OREIRO’s residence;
- 22 • The BMW visits MICHAEL LAMM, a known drug dealer;
- 23 • The BMW engages in counter-surveillance measures;
- 24 • The BMW visits the Tulalip Resort Casino, a location at which MARTINEZ has  
 25 discussed conducting drug sales.

26 21. This information was determined based on the following information,  
 27 which was gained via the GPS tracking device as well as in-person surveillance.  
 28

*The BMW is Driven by GARCIA MUÑOZ, Meets with TOLLIVER, Meets with Other  
Known Drug Dealers*

a. On February 16, 2022, agents saw the BMW, believed to be driven by GARCIA MUÑOZ, depart GARCIA MUÑOZ's residence on 18th Street in Mount Vernon. Investigators followed the BMW to the corner of North 26th Street and Kulshan Avenue, a location where MARTINEZ had previously met with TOLLIVER. They saw an unknown male standing next to the front passenger door of the BMW and stay for a short time before leaving and getting into the front passenger side of a Volkswagen compact sedan bearing Washington license plate BBT1251 ("the Volkswagen"). Agents followed the Volkswagen, took photographs of the vehicle occupants, and after reviewing the photos, determined that the passenger who briefly met with the driver of the BMW was TOLLIVER. Later, on February 23, 2022, agents observed the Volkswagen parked next to TOLLIVER's Subaru at TOLLIVER's residence in Bellingham.

b. On February 16, 2022, agents saw the BMW arrive at GARCIA MUÑOZ's residence on 18th Street. Shortly thereafter, a white Cadillac sedan with no license plate arrived and parked at the residence. Agents had previously seen a white Cadillac sedan with no license plate at the residence of SHELIA ROCHELLE JOHNSON and BREZEDDRIC ANTOWYN JAMERSON on Oregon Place in Bellingham. JOHNSON and JAMERSON are known drug traffickers. Later in February 2022, the Lummi Police Department stopped JAMERSON while he was driving a white Cadillac sedan with no license plate and determined that the vehicle was stolen. During a subsequent inventory search, LPD found small amounts of cocaine.

c. On or about March 6, 2022, MARTINEZ was released from the Skagit County Community Justice Center, where he had been in custody on a charge of driving under the influence. Throughout March 2022, the BMW was parked both at MARTINEZ's residence and at the residence of GARCIA MUÑOZ, among other locations.

///



d. On or about March 20th at approximately 2:00 a.m., the BMW drove 27 miles to a convenience store in Bellingham located less than one mile from TOLLIVER's residence. Due to the time of day and the numerous other convenience stores between MARTINEZ's residence in Mount Vernon and Bellingham, agents believe this travel was likely a delivery or pickup of drugs or money.

*The Tacoma Returns to OREIRO's Residence; Visits a Known Drug Dealer; Engages in Counter-Surveillance Measures; Visits the Tulalip Resort Casino; Driven during a Sale of 1,000 M30 Pills*

e. In the evening of March 9, 2022, the Tacoma drove to OREIRO's residence on Robertson Road in Bellingham, where CS-2 had previously seen MARTINEZ in the Tacoma with methamphetamine, cocaine, and pills.

f. On March 14, 2022, the Tacoma drove from MARTINEZ's residence to a rural residence on Guide Meridian Road in Lynden, Washington. Agents established surveillance in the vicinity and saw the Tacoma driving southbound on Guide Meridian Road into Bellingham until it parked at the Bellis Inn located at 3710 Meridian Street in Bellingham. Agents saw MARTINEZ walk from the Tacoma into the Bellis Inn, which is located next door to the Morning Glory Motel to which the Tacoma had driven in January. Agents believe that MICHAEL LAMM lives at the Bellis Inn. Agents know from reviewing Pen Register Trap and Trace data that both MARTINEZ and GARCIA MUÑOZ are in communication with LAMM. LAMM is known by law enforcement in Whatcom County to be a drug dealer who sells multiple types of drugs.

g. When MARTINEZ left the Bellis Inn he drove one block to a dental clinic, got out of the Tacoma, walked toward the dental clinic, stopped at the front door, turn around, returned to the Tacoma and drove away. Agents believe that MARTINEZ was conducting counter-surveillance measures in an attempt to detect the presence of law enforcement.

h. Later that same day, the Tacoma drove to the Tulalip Resort Casino on the Tulalip Reservation. Agents know that this is a common location for people to

1 meet and sell drugs, and that MARTINEZ has appeared to have conducted a drug  
2 transaction there in the past. On or around October 24, 2021, user “highlife.1993” on  
3 Snapchat, a mobile messaging application, sent a message to an account believed to be  
4 used by MARTINEZ that said, “He said he’d go to the Tulalip Casino to meet you if you  
5 want ... for 2000 of ‘em,” likely discussing the sale of 2,000 fentanyl-laced pills. Agents  
6 reviewed GPS tracking data from a tracking device installed on the Tacoma pursuant to a  
7 state warrant and saw that the Tacoma had gone to the Tulalip Resort Casino a few days  
8 after the Snapchat communication, on or about October 27, 2021.

9 i. In the early hours of March 16, 2022, GPS tracking data indicated  
10 that the Tacoma drove back to OREIRO’s residence on Robertson Road in Bellingham.

11 j. On April 18, 2022, investigators saw an individual who would later  
12 agree to work with law enforcement (“CS-3”) <sup>4</sup> meet with MARTINEZ at the Silver Reef  
13 Casino in Ferndale, Washington. Investigators saw CS-3 and MARTINEZ travel to a gas  
14 station in the Tacoma and return to the Silver Reef Casino; MARTINEZ then dropped off  
15 CS-3 and left the area. Investigators maintained constant surveillance of CS-3 until CS-3  
16 was arrested later that day with approximately 1,000 pills M30 pills, a loaded firearm,  
17 and small quantities of suspected powdered fentanyl, suspected heroin and suspected  
18 cocaine. CS-3 told law enforcement that he/she obtained the pills from an individual,  
19 known to CS-3 as “V,” earlier in the day, whom CS-3 met at the casino. CS-3 stated that  
20 “V’s” phone number was stored in CS-3’s phone under the contact name “Mex Man,”  
21 and when law enforcement searched CS-3’s phone they saw that the number is one  
22 known to be used by MARTINEZ. CS-3 stated that MARTINEZ had access to kilogram  
23 quantities of pills, pound quantities of methamphetamine, and multiple ounce quantities  
24 of cocaine.

25 ///

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26  
27  
28 <sup>4</sup> CS-3 has prior felony convictions for a controlled substance violations, residential burglary, and taking a motor vehicle without permission. CS-3 is working in exchange for charges related to the April 18 arrest not being filed.

*GARCIA MUÑOZ Uses the Blue Civic*

22. Once MARTINEZ was released from the Skagit Valley Community Justice Center and appeared to reclaim use of both the Tacoma and the BMW; investigators conducting surveillance of GARCIA MUÑOZ began to see him frequently driving the blue Civic, including the following occasions:

a. On March 30, 2022, investigators saw GARCIA MUÑOZ drive the blue Civic and meet with MARTINEZ, who drove the BMW, at a taqueria. After, both vehicles drove to MARTINEZ's 26th Street apartment, where both GARCIA MUÑOZ and MARTINEZ walked up the stairs leading to MARTINEZ's apartment. After, GARCIA MUÑOZ descended the stairs with a blue backpack with white spots and drove the blue Civic across the street to the Skagit Valley College parking lot. MARTINEZ then drove the BMW to the parking lot and met GARCIA MUÑOZ there near where the Tacoma was parked.

b. On April 4, 2022, investigators saw GARCIA MUÑOZ walk from his house on 18th Street to the blue Civic and retrieve a blue backpack with white spots from the rear hatch area of the car before returning to his house. After comparing surveillance photographs, agents believe this is the same bag that GARCIA MUÑOZ carried out of MARTINEZ's apartment on March 30th. An hour later, GARCIA MUÑOZ walked to the Tacoma carrying the same blue backpack with white spots, moved the Tacoma to the right side of the driveway, got into the blue Civic (without the blue backpack), then drove away in the blue Civic.

c. On April 5, 2022, investigators saw GARCIA MUÑOZ arrive at his house on 18th Street in the blue Honda Civic. He walked to and entered the house. Almost an hour later, GARCIA MUÑOZ walked from the residence to the blue Civic, retrieved the blue backpack from the rear hatch area and returned to the house.

**CONCLUSION**

23. Over the course of this investigation I have learned that MARTINEZ uses the BMW and the Tacoma interchangeably to travel throughout Western Washington to

1 meet with his co-conspirators and others to conduct his drug distribution business. I have  
2 learned that his runner, GARCIA MUÑOZ, sometimes borrows one of MARTINEZ's  
3 vehicles, but also uses his own vehicle – the blue Honda Civic. As explained above,  
4 MARTINEZ is known to have sold distribution-quantity drugs as recently as April 18.

5 24. As explained above, previously obtained tracking information has helped  
6 law enforcement confirm roles of members of the MARTINEZ organization, confirm  
7 patterns of travel and locations where drug sales may be occurring, and identified new  
8 individuals associated with the organization. I therefore respectfully submit there is  
9 probable cause to believe that MARTINEZ and others are using the Target Vehicles in  
10 furtherance of drug trafficking, including violations of Title 21 of the United States Code.  
11 Installing a tracking device and obtaining real time GPS tracking data on the location of  
12 the Target Vehicles is necessary and appropriate to aid the investigation of this drug  
13 trafficking organization. This Application is part of an ongoing investigation into the  
14 MARTINEZ organization and its associates, both known and unknown. "Real time" GPS  
15 data on the Target Vehicles used by MARTINEZ and others would assist investigators in  
16 identifying MARTINEZ's associates, their residences, and possibly any stash locations  
17 used by MARTINEZ. Investigators would be able to easily locate MARTINEZ in order  
18 to conduct surveillance of MARTINEZ, which could lead to identifying other co-  
19 conspirators and/or sources of supply. Accordingly, there is probable cause to believe that  
20 tracking this vehicle will reveal evidence, fruits, and instrumentalities of Title 21, United  
21 States Code, Sections 841, 846, and 843(b).

22 25. I respectfully request that the Court issue a warrant authorizing members of  
23 the DEA, or their authorized representatives, including but not limited to other law  
24 enforcement agents and technicians assisting in the above-described investigation, to  
25 install a tracking device in or on the Target Vehicles within the Western District of  
26 Washington within 10 days of the issuance of the requested warrant, and to remove said  
27 tracking device from the suspect vehicles after the use of tracking devices has ended; to  
28 surreptitiously enter the following locations where the Target Vehicles may be parked

1 and/or move the Target Vehicles to effect the installation, repair, replacement, and  
 2 removal of the tracking device; and to monitor the tracking device, for a period of 45  
 3 days following the issuance of the warrant, including when the tracking device is inside  
 4 private garages and other locations not open to the public or visual surveillance, both  
 5 within and outside the Western District of Washington:

6 a. The parking lot of 1628 North 26th Street in Mount Vernon,  
 7 Washington, an apartment complex;

8 b. The parking lot at 1400 North 30th Street in Mount Vernon,  
 9 Washington, a mobile home park;

10 c. The driveway or street in front of 6225 84th Place Northeast in  
 11 Marysville, Washington, a private residence;<sup>5</sup>

12 c. The driveway of 210 South 18th Street in Mount Vernon,  
 13 Washington, a private residence; and

14 d. The public parking lot at 2405 East College Way in Mount Vernon,  
 15 Washington, Skagit Valley College.

16 26. I further request, pursuant to 18 U.S.C. § 3103a(b) and Federal Rule of  
 17 Criminal Procedure 41(f)(3), that the Court authorize the officer executing the warrant to  
 18 delay notice until 90 days after the collection authorized by the warrant has been  
 19 completed. This delay is justified because there is reasonable cause to believe that  
 20 providing immediate notification of the warrant may have an adverse result, as defined in  
 21 18 U.S.C. § 2705. Providing immediate notice to the person using the Target Vehicles  
 22 would seriously jeopardize the ongoing investigation, as such a disclosure would give  
 23 that person an opportunity to destroy evidence, change patterns of behavior, notify  
 24 confederates, and flee from prosecution. *See* 18 U.S.C. § 3103a(b)(1). There is reasonable  
 25 necessity for the use of the technique described above, for the reasons set forth above.


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26  
 27 <sup>5</sup> Analysis of tracking information has shown that the BMW has frequented this location on multiple occasions and  
 28 parked there as recently as May 6, 2022. Toll records obtained in connection with this investigation indicate it may  
 be the residence of Rebecca Villesca, who may be related to LOPEZ VILLESICA.

1 See 18 U.S.C. § 3103a(b)(2). Additionally, if necessary, I may request that the Court,  
2 upon a showing of good cause, order a further delay of the time permitted to serve notice,  
3 if necessary to protect the safety of any individual, avoid flight or destruction of  
4 evidence, and ensure that the investigation is not jeopardized prior to its completion.

5 27. I further request that the Court authorize execution of the warrant (i.e.,  
6 installation, monitoring, and removal) at any time of day or night, owing to the potential  
7 need to locate the Target Vehicles outside of daytime hours.

8 28. I further request that the Court order that all papers in support of this  
9 application, including the Affidavit and Tracking Warrant, be sealed until further order of  
10 the Court. These documents discuss an ongoing criminal investigation that is neither  
11 public nor known to all of the targets of the investigation. Accordingly, there is good  
12 cause to seal these documents because their premature disclosure may seriously  
13 jeopardize that investigation.

14  
15   
16 Kenneth Richardson  
17 Special Agent  
18 Drug Enforcement Administration

19 The above-named agent provided a sworn statement to the truth of the foregoing  
20 affidavit by telephone on the 9th day of May, 2022.

21  
22   
23 THE HON. MICHELLE L. PETERSON  
24 United States Magistrate Judge  
25  
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27  
28



**ATTACHMENT A-2**

This warrant shall authorize agents with the Drug Enforcement Administration and other law enforcement agents/officers/technicians working with them, to place an autonomous GPS tracking device on the vehicle described below (“the **Target Vehicle**”):

a. A 2018 blue Honda Civic bearing Washington license plate BKM2969 (hereinafter, “the blue Civic”). According to the DOL, the blue Civic is registered to RICARDO GARCIA CRUZ at 1400 N 30th Street, Trailer 2 in Mount Vernon, Washington. Investigators believe that the blue Civic is being used by GARCIA MUÑOZ to facilitate drug trafficking activities.

Agents are authorized to:

a. install, remove, monitor, repair, or adjust an electronic tracking device on or within the vehicle at any time of the day or night;

b. if necessary to protect the safety of persons installing, removing, monitoring, repairing, or adjusting the electronic tracking device, or to protect the integrity of the investigation, surreptitiously enter the subject vehicle at any time of the day or night, and move the subject vehicle from one location to another for the purpose of installing, removing, monitoring, repairing, or adjusting the device;

c. surreptitiously re-enter the subject vehicle at any time of the day or night, for the purpose of installing, removing, monitoring repairing, or adjusting the device;

d. continuously monitor any and all signals emitted from the device, including when the vehicle enters any structure or private property in which there may be a reasonable expectation of privacy; and

e. move one or more tracker back and forth between Target Vehicles during the authorized tracking period as surveillance suggests would be most productive, with “execution” of the warrant having been accomplished if at least one tracker is installed on one **Target Vehicles** within ten days of issuance of the warrant.

1 **Private Property**

2 In addition to entering the **Target Vehicle**, Agents may surreptitiously enter all  
3 driveways, roadways, parking areas (including any enclosed garage structure), and other  
4 places where the **Target Vehicle** may be parked at the following locations, in order to  
5 access the above-described vehicle pursuant to the warrant, at any time of the day or  
6 night:

7 a. The parking lot of 1628 North 26th Street in Mount Vernon,  
8 Washington, an apartment complex;

9 b. The parking lot at 1400 North 30th Street in Mount Vernon,  
10 Washington, a mobile home park;

11 c. The driveway of 210 South 18th Street in Mount Vernon,  
12 Washington, a private residence; and

13 d. The public parking lot at 2405 East College Way in Mount Vernon,  
14 Washington, Skagit Valley College.

15 This authorization continues in any jurisdiction where the **Target Vehicles** may  
16 move for a period not to exceed forty-five (45) days.